AMENDMENTS TO THE CLAIMS

1.   (Cancelled)

2.   (Currently Amended) An image selecting apparatus ~~as set forth in claim 1,~~ for selecting a desired image from among a plurality of images obtained by continuously photographing a subject, comprising:

        an extractor extracting data of an aimed object from each of said plurality of images, said aimed object corresponding to an independent object within the image at which a photographer aims;

        a condition-storing unit storing a plurality of predetermined selection conditions for a desirable aimed object, each of the stored predetermined selection conditions being specified by a user; and

        a selecting unit selecting at least one selection condition from among the plurality of predetermined selection conditions resulting in a selection of a desired image including a desired aimed object from among said plurality of images, said desired aimed object satisfying said at least one selection condition stored in said condition-storing unit,

        wherein said extractor extracts said data of said aimed object based on depth information indicating the distance from the photographer's camera to ~~each~~ at least one part of said subject.

3.   (Currently Amended) An image selecting apparatus as set forth in claim 2, ~~1,~~ wherein said extractor extracts said data of said aimed object based on image information included in each of said images.

4.   (Currently Amended) An image selecting apparatus as set forth in claim 2, 1,

wherein said extractor detects a judgement location from said data of said aimed object

based on image information included in each of said images,

said at least one selection condition includes a predetermined selection condition related

to a desirable judgement location, and

said selecting unit selects said desired aimed object including a judgement location

satisfying said at least one selection condition related to said desirable judgement location.

5.   (Currently Amended) An image selecting apparatus as set forth in claim 2, 1,

wherein said extractor extracts data of a plurality of said aimed objects from each of said

plurality of images; and

said selecting unit selects a plurality of said desired aimed objects for each of said

plurality of images.

6.   (Previously Presented) An image selecting apparatus as set forth in claim 5,

wherein said extractor detects a plurality of judgement locations from each of said data of

said plurality of aimed objects based on image information included in each of said images,

said at least one selection condition includes a predetermined selection condition related

to a desirable judgement location, and

said selecting unit selects said plurality of said desired aimed objects each including a

judgement location satisfying said at least one selection condition related to said desirable

judgement location.

7.   (Original) An image selecting apparatus as set forth in claim 5,

wherein said selecting unit further comprises an image-composite unit compositing said

plurality of desired aimed objects to form a composite image, said composite image including

said plurality of desired aimed objects for each of said plurality of aimed objects extracted from

said plurality of images.

8-11.   (Cancelled)

12.   (Currently Amended) A method as set forth in claim 11, in an apparatus for selecting a

desired image from among a plurality of images obtained by continuously photographing a

subject, comprising:

_____   extracting data of an aimed object from each of said plurality of images, said aimed

object corresponding to an independent object within the image at which a photographer aims;

and

_____   selecting a desired image including a desired aimed object from among said plurality of

images, said desired aimed object satisfying a predetermined selection condition for a desirable

aimed object, said predetermined selection condition being specified by a user,

_____wherein said extracting extracts said data of said aimed object from each of said plurality

of images based on depth information indicating the distance from the photographer's camera to

each at least one part of said subject.

13.   (Currently Amended) A method as set forth in claim 12, 11, wherein said extracting

extracts said data of said aimed object from each of said plurality of images based on image

information included in each of said images.

14.   (Currently Amended) A method as set forth in claim 12, 11,

wherein said extracting includes detecting a judgement location from said data of said

aimed object,

said selection condition includes a predetermined selection condition related to a

desirable judgement location, and

said selecting selects said desired aimed object including a judgement location satisfying

said selection condition related to said desirable judgement location.

15.   (Currently Amended) A method as set forth in claim 12, 11,

wherein said extracting extracts data of a plurality of said aimed objects from each of said

plurality of images; and

said selecting selects a plurality of said desired aimed objects for each of said plurality of

images.

16.   (Original) A method as set forth in claim 15,

wherein said extracting includes detecting a plurality of judgement locations from each of

said data of said plurality of aimed objects,

said selection condition includes a predetermined selection condition related to a

desirable judgement location, and

said selecting selects said plurality of said desired aimed objects each including a

judgement location satisfying said selection condition related to said desirable judgement

location.

17.   (Currently Amended) A recording medium storing therein a program executed by a

computer to perform a method of selecting a desired image from among a plurality of images

obtained by continuously photographing a subject, comprising:

extracting data of an aimed object from each of said plurality of images, said aimed

object corresponding to an independent object within the image at which a photographer aims;

and

selecting a desired image including a desired aimed object from among said plurality of

images, said desired aimed object satisfying a predetermined selection condition for a desirable

aimed object, said predetermined selection condition being specified by a user,

_____ wherein said extracting extracts said data of said aimed object from each of said plurality

of images based on depth information indicating the distance from the photographer's camera to

each at least one part of said subject..

18.   (Currently Amended) The image selecting apparatus as set forth in claim 2, 1, wherein

said conditions relate to at least one of a shape, color or size of the aimed object.

19.   (Currently Amended) An image selecting apparatus as set forth in claim 2, 1, wherein

said at least one predetermined selection condition relates to expression of said aimed object for

identifying said desired aimed object.

20.   (Currently Amended) An image selecting apparatus as set forth in claim 2, 1, wherein

said selecting unit selects said desired image without an operation of a user.

21. and 22. (Cancelled)

23.   (Currently Amended) A method as set forth in claim 12, 11, wherein said predetermined

selection condition relates to expression of said aimed object for identifying said desired aimed

object.

24.   (Currently Amended) A method as set forth in claim 12, 11, wherein said selecting step

selects said desired image without an operation of a user.

25.   (Previously Presented) A recording medium as set forth in claim 17, wherein said

predetermined selection condition relates to expression of said aimed object for identifying said

desired aimed object.

26.   (Previously Presented) A recording medium as set forth in claim 17, wherein said selecting step selects said desired image without an operation of a user.

27.   (Currently Amended) An image selecting apparatus as set forth in claim 2, 1, wherein at least one of the predetermined conditions is selected in advance by the user from a plurality of potential selection conditions.

28.   (Cancelled)

29.   (Currently Amended) A method as set forth in claim 12, 11, wherein the predetermined selection condition is selected in advance by the user from a plurality of potential selection conditions.

30.   (Previously Presented) A method as set forth in claim 17, wherein the predetermined selection condition is selected in advance by the user from a plurality of potential selection conditions.